



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

LCC:ddj

Docket No: 1500-00

31 May 2000

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 31 May 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by CMC memorandum 1400/3 MMPR-2 of 10 May 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
MANPOWER AND RESERVE AFFAIRS DEPARTMENT
HARRY LEE HALL, 17 LEJEUNE ROAD
QUANTICO, VIRGINIA 22134-5104

IN REPLY REFER TO:

1400/3

MMPR-2

10 May 00

MEMORANDUM FOR THE EXECUTIVE DIRECTOR, BOARD FOR CORRECTION OF
NAVAL RECORDS

Subj: ADVISORY OPINION IN THE CASE OF MR. [REDACTED]

Ref: (a) BCNR Memo of 30 Mar 00

1. [REDACTED] asserts that he should have been promoted to the grade of corporal before being discharged from the Marine Corps.

2. After careful review it was found that [REDACTED] would have been first eligible for recommendation for promotion to corporal in Military Occupational Specialty (MOS) 1341 on 1 September 1989. However, our records and the information contained in [REDACTED] military service record book indicate that he did not meet the required cutting score for promotion to corporal in MOS 1341 during any of the promotion quarters prior to his medical discharge from the Marine Corps. During this time the Marine Corps promoted specific occupational fields each month throughout the quarter vice the current process of promotion in all occupational fields monthly. [REDACTED] was honorably discharged from the Marine Corps at the highest rank he held, a lance corporal. We recommend his petition be denied.

A. J. VAN STEENBERGEN
Head, Enlisted Promotion Section
Promotion Branch
By direction of
the Commandant of the Marine Corps